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C-P-1/1632
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REQUEST FOR CONTINUED PROSECUTION APPLICATION (CPA) UNDER 37 CFR 1.53(d)
(former Rule 1.62)

TECH CENTER 1600/2900

DOCKET NUMBER	ANTICIPATED CLASSIFICATION OF THIS APPLICATION:		PRIOR APPLICATION SERIAL NUMBER: 09/383,978	PRIOR APPLICATION FILING DATE: AUGUST 26, 1999
BBI-102CPCPA	CLASS:	SUBCLASS:	EXAMINER: G. Lee	ART UNIT: 1632

ASSISTANT COMMISSIONER FOR PATENTS
BOX CPA
WASHINGTON, DC 20231

#8
11-29-00
P.2.

CERTIFICATION UNDER 37 CFR 1.10	
Date of Deposit: November 21, 2000	Mailing Label Number: EL 263 572 481 US
I hereby certify that this 37 CFR 1.53(d) request and the documents referred to therein as enclosed are being deposited with the United States Postal Service on the date indicated above in an envelope as "Express Mail Post Office to Addressee" service under 37 CFR 1.10 and addressed to the Assistant Commissioner for Patents, Box CPA, Washington, D.C. 20231.	
Larry Taylor Name of Person Mailing Paper	<i>Larry Taylor</i> Signature of Person Mailing Paper

Dear Sir:

This is a request for filing a ☒ continuation ☐ divisional application under 37 CFR 1.53(d), of pending prior application serial no. 09/383,978 filed on August 26, 1999, entitled METHODS AND COMPOSITIONS FOR EXPRESSING HETEROLOGOUS GENES IN HEPATOCYTES USING HEPADNAVIRAL VECTORS, which was filed by the following named inventor(s).

<u>FULL NAME OF INVENTOR</u>	<u>RESIDENCE ADDRESS</u>	<u>CITIZENSHIP</u>
Heinz SCHALLER	Jahnstrasse 21 69120 Heidelberg, Germany	Germany
<u>POST OFFICE ADDRESS</u>		
<u>FULL NAME OF INVENTOR</u>	<u>RESIDENCE ADDRESS</u>	<u>CITIZENSHIP</u>
Ulrike PROTZER	Im Linsenbuehl 13 69221 Dossenheim, Germany	Germany
<u>POST OFFICE ADDRESS</u>		
<u>FULL NAME OF INVENTOR</u>	<u>RESIDENCE ADDRESS</u>	<u>CITIZENSHIP</u>
Michael NASSAL	Allensteiner Weg 3 69181 Leimen, Germany	Germany
<u>POST OFFICE ADDRESS</u>		

11/29/2000 PZIMMER 00000004 120000
01 FC:117 890.00 CH

09383978

11/24/2000 EDWARD 00000064 09383978

01 FC:131 710.00 OP
02 FC:102 160.00 OP
03 FC:103 360.00 OP

The above-identified prior application in which no payment of the issue fee, abandonment of, or termination of proceedings has occurred, is hereby expressly abandoned as of the filing date of this Continued Prosecution Application. Please use all the contents of the prior application file wrapper, including the drawings, as the basic papers for the new application.

1. ☒ This application discloses only subject matter disclosed in the prior application whose particulars are set out above and the inventor(s) in this application are
 - ☒ the same, or
 - ☐ less than those named in the prior application. Please delete the following named inventors:
2. ☐ Enter the amendment previously filed on _____ under 37 CFR 1.116 but unentered, in the prior application.
3. ☐ A preliminary amendment is enclosed.

The filing fee is calculated on the basis of the claims existing in the prior application as amended at 2 and 3 above.

	NUMBER OF CLAIMS FILED			NUMBER EXTRA
TOTAL	* 40	MINUS	** 20	= 20
INDEP.	* 5	MINUS	*** 3	= 2
<input type="checkbox"/> MULTIPLE DEPENDENT CLAIMS				

SMALL ENTITY

RATE	FEE
x 9 =	\$00
x 40 =	00
+135 =	00
BASIC FEE	
TOTAL	\$00

OR

OTHER THAN A SMALL ENTITY

RATE	FEE
x 18 =	360.00
x 80 =	160.00
+ 270 =	
BASIC FEE	710.00
TOTAL	1,230.00

OR

4. ☒ The Commissioner is hereby authorized to charge any additional fees under 37 CFR 1.16 and 1.17 which may be required, or credit any overpayments, associated with this communication, to Deposit Account No. 12-0080. For this purpose a duplicate of this document is enclosed.
5. ☒ A check in the amount of \$1,230.00 is enclosed for payment of the filing fee.
6. ☐ A verified statement claiming small entity status was filed in the parent application Serial No. _____ on _____ and is still deemed proper, and its benefit under 37 CFR 1.28(a) is hereby claimed.
7. ☒ Priority of application Serial No. 60/098,173, filed on August 26, 1998, in Methods and Compositions for Expressing Heterologous Genes in Hepatocytes Using Hepadnaviral Vectors, is claimed under 35 U.S.C. 119.
8. ☐ The prior application is assigned of record to: _____; recorded _____, Reel _____ Frame _____.
9. ☒ The power of attorney in the prior application is to Lahive & Cockfield, LLP.
10. ☒ A request for a three-month extension of time has been submitted in the parent application, Serial No. 09/383,978, in order to establish copendency with the present application (a copy of the request for extension is enclosed).

11. ☒ Address all future communications (may only be completed by applicant or attorney or agent of record) to Elizabeth A. Hanley at **Customer No. 000959**, whose address is:

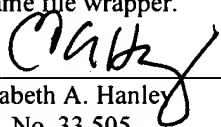
LAHIVE & COCKFIELD, LLP
28 State Street
Boston, MA 02109

It is understood that secrecy under 35 U.S.C. 122 is hereby waived to the extent that if information or access is available to any one of the application in the file wrapper of a 37 CFR 1.53(d) application be it either this application or a prior application in the same file wrapper, the Patent and Trademark Office may provide similar information or access to all the other applications in the same file wrapper.

November 21, 2000

Date

☐ Inventor(s)


Elizabeth A. Hanley
Reg. No. 33,505

☒ Attorney or Agent of Record